

REMARKS

Consideration and continued examination of the present application is respectfully requested. Initially, Applicants wish to thank Examiner Van Handel for his courtesy in conducting an Interview with Applicants' Representatives Bill Pieprz and Monica Ullagaddi on February 5, 2009. In this regard, features of independent claim 40 were discussed with respect to SEZAN, and in particular, the feature of dynamically generating a preview was discussed. Further, differences between SEZAN and Applicants' invention as embodied in independent claim 40 were discussed.

Upon entry of the present amendment, independent claims 40 and 43 will have been amended to recite further patentable subject matter to which the current application is directed and new dependent claims 46 and 47 will have been added. In this regard, the amendments to independent claims 40 and 43 are supported by, for example, paragraph [0162] of the publication of the present application (i.e. U.S. Patent App. Pub. No. 2002/0129371). New dependent claims 46 and 47 recite patentable subject matter found at, for example, paragraphs [0164] and [0165] of the publication of the present application. ^H The amendments to independent claims 40 and 43 and the addition of new dependent claims 46 and 47 should not be considered an indication of Applicants' acquiescence to any of the outstanding rejections. Rather, Applicants have amended independent claims 40 and 43 and added new dependent claims 46 and 47 to advance prosecution and to obtain early allowance of the present application.

In the outstanding Final Office Action, the Examiner rejected claims 40, 41, 43, and 44 under 35 U.S.C. § 102 (e) as being anticipated by SEZAN et al. (U.S. Patent Application Publication No. 2005/0060641). The Examiner additionally rejected claims 42 and 45 under 35 U.S.C. § 103 (a) as being unpatentable over SEZAN et al., in view of

RUSSO (U.S. Patent No. 5,619,247). Applicants note that the Examiner has not checked the appropriate box in the Advisory Action indicating that the Response under 37 C.F.R. §1.116 and Replacement Drawing Sheets 71-74 were entered. However, the first page of the Response under 37 C.F.R. §1.116 is signed by the Examiner and indicates that the Response is to be entered. At least insofar as the Response under 37 C.F.R. §1.116 is believed to be entered and Replacement Drawing Sheets 71-74 were considered, Applicants believe that the objections to the Drawings have been addressed and the Drawings are now in acceptable form. Accordingly, the Examiner is respectfully requested to confirm that the Response under 37 C.F.R. §1.116 and Replacement Drawing Sheets 71-74 were entered, to indicate acceptance of the Drawings in the present application, and to indicate withdrawal of the objection to Figures 71-74 as lacking the designation ---Prior Art---.

Amended claim 40 is directed to a two-step process in a which a plurality of segments are extracted from view point information and then combined so as to have a time length corresponding to a desired time information. In this regard, as disclosed in paragraph [0162] of the application specification as published, an embodiment is disclosed in which extracted segments make up a preview. More particularly, the media selecting/converting section 602 of the disclosed embodiment generates a preview using view d101 locator information 204 and metadata 701 locator information 702 sent from the request analysis section 605. The media selecting/converting section 602 extracts segments containing viewpoints conforming to sent viewpoint information 801 from a view d101 corresponding to the sent content ID 200, and generates a preview by linking the extracted segments. The segments that are used to determine a preview are further narrowed according to segments that have a time length that is less than the desired time

information. That is, the selected segments must have a combined time length that is equal to the desired time information.

As discussed in at least the previous Response under 37 C.F.R. §1.116, Applicants respectfully submit that SEZAN's disclosure of a user selecting a highlight view to display a highlight of a program with a specified highlight duration does not teach or suggest dynamically generating a preview. Moreover, amended claim 40 recites, *inter alia*, a media extractor/generator that extracts, from metadata, a plurality of segments for making up a preview that is a summary. Amended claim 40 further recites, *inter alia*, that the media extractor/generator dynamically generates the preview by combining views corresponding to at least some of the extracted plurality of segments so as to have a time length corresponding to the desired time information. That is, upon receiving a preview distribution request from a client, a media extractor extracts a plurality of segments corresponding to viewpoint information contained in the preview distribution request. For example, if the preview distribution request contains viewpoint information relating to football touchdowns, then the media extractor/generator recited in independent claim 40 would extract a plurality of segments that have views corresponding to football touchdowns. Subsequently, based on the desired time information, at least some of the extracted plurality of segments would be chosen by combining views corresponding to football views using the time information assigned to the extracted plurality of segments, as recited in independent claim 40.

As a non-limiting example of the subject matter recited in independent claim 40, if the preview distribution request contained a desired time information of three minutes and thirty seconds, only segments adding up to three minutes and thirty seconds would be

selected. That is, an extracted segment exceeding four minutes in length would not be a member of at least some of the plurality of segments.

Applicants respectfully submit that SEZAN does not teach or suggest at least dynamically generating a preview by combining views, as recited in independent claim 40. Further, Applicants respectfully submit that SEZAN does not teach or suggest the above-noted amended features of independent claim 40. That is, it is submitted that SEZAN does not teach or suggest a media extractor/generator that extracts, from the metadata, a plurality of segments for making up a preview that is a summary and adapted to the viewpoint information included in the preview distribution request, as recited in independent claim 40. Moreover, it is submitted that SEZAN does not teach or suggest dynamically generates a preview by combining views corresponding to a at least some of the extracted plurality of segments so as to have a time length corresponding to the desired time information included in the preview distribution request, using the time information assigned to the extracted plurality of segments, as recited in independent claim 40.

Accordingly, Applicants respectfully submit that independent claim 40 is allowable over SEZAN at least for the reasons noted above.

Further, Applicants respectfully submit that the method of independent claim 43 is also allowable for reasons similar to the above-noted reasons for the allowability of claim 40, in addition to reasons related to its own recitations.

Applicants respectfully submit that claims 41, 42, 44 and 45 are allowable at least because they depend, directly or indirectly, from independent claims 40 and 43, which Applicants submit have been shown to be allowable, in addition to reasons related to their own recitations. As such, allowance of the dependent claims is deemed proper for at least

the same reasons noted for the independent claims upon which they depend, in addition to reasons related to their own recitations.

Applicants respectfully submit that the disclosure of SEZAN is inadequate and insufficient to anticipate the combination of features recited in each of Applicants' claims. Moreover, Applicants respectfully submit that RUSSO does not cure the deficiencies of SEZAN, nor is RUSSO applied to cure the deficiencies of SEZAN. Rather, RUSSO is merely relied upon to teach a charger as specified in claims 42 and 45.

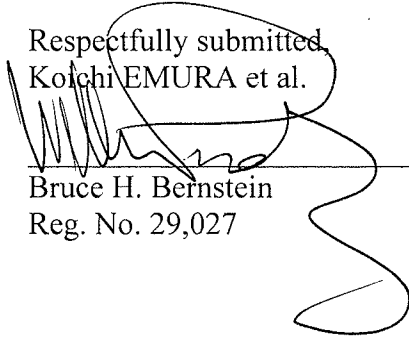
Accordingly, Applicants respectfully request reconsideration and withdrawal of the 35 U.S.C. § 102(e) rejection of claims 40, 41, 43 and 44 over SEZAN and the 35 U.S.C. § 103(a) rejection of claims 42 and 45 over SEZAN and RUSSO, along with an indication of the allowability of these claims and newly submitted dependent claims 46-49.

Any amendments to the claims which have been made in this amendment, and which have not been specifically noted to overcome a rejection based upon the prior art, should be considered to have been made for a purpose unrelated to patentability, and no estoppel should be deemed to attached thereto.

At least in view of the herein contained amendments and remarks, Applicants respectfully request reconsideration and withdrawal of each of the outstanding rejections, together with an indication of the allowability of all pending claims, in due course. Such action is respectfully requested and is believed to be appropriate and proper.

Should the Examiner have any questions or comments regarding this Response, or the present application, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,
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